

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

Diomed, Inc.,

Civil File No. 04-10444 RGS

Plaintiff,

v.

Vascular Solutions, Inc.,

Defendant.

DEFENDANT VASCULAR SOLUTIONS, INC.'S
LOCAL RULE 16.1(D) CERTIFICATION

Pursuant to Local Rule 16.1(D) and the court's Order dated May 6, 2004,
Defendant Vascular Solutions, Inc. and its attorneys, Dorsey & Whitney LLP, hereby
certify that they have conferred:

- (a) with a view to establishing a budget for the costs of conducting the full
course – and various alternative courses – of the litigation; and
- (b) to consider the resolution of the litigation through the use of alternative
dispute resolution programs such as those outlined in Local Rule 16.4.

Dated: June 3, 2004

VASCULAR SOLUTIONS, INC.

By /s/ Howard Root
Howard Root
Chief Executive Officer

Dated: June 3, 2004

DORSEY & WHITNEY LLP

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